MINISTER OF STATE IN THE DEPARTMENT OF PERSONNEL AND TRAINING, DEPARTMENT OF PENSIONS AND PENSIONERS' WELFARE OF THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS AND MINISTER OF STATE IN THE DEPARTMENTS OF ATOMIC ENERGY AND SPACE (SHRIMATI VASUNDHARA RAJE): (a) and (b) Instructions regarding reservation for SCs and STs in respect of Group A, B, C and D posts in the Central Services in States/ Union Territories are implemented by the administrative Ministries/ Departments concerned.

Departmental proceedings against accused officials of instrumentalities

1618. SHRI GOVINDRAM MIRI: Will the PRIME MINISTER be pleased to state:

(a) whether advice given by Central Vigilance Commission for initiating departmental proceedings against accused officials of instrumentalities of Government of India is binding; and

(b) if so, the action provided for in cases where it is not acted upon by the instrumentalities?

THE MINISTER OF STATE OF THE MINISTRY OF SMALL SCALE INDUSTRIES, AGRO AND RURAL INDUSTRIES, MINISTER OF STATE IN THE DEPARTMENT OF PERSONNEL AND TRAINING, DEPARTMENT OF PENSIONS AND PENSIONERS' WELFARE OF THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS AND MINISTER OF STATE IN THE DEPARTMENTS OF ATOMIC ENERGY AND SPACE (SHRIMATI VASUNDHARA RAJE): (a) No. Sir.

(b) The cases of non-acceptance of the advice of the Central Vigilance Commission, alongwith explanatory memorandum, are reflected in its Annual Report which is required to be laid on the Table of the House.

Supreme Court ruling against Reservation Policy

†1619. SHRI JANESHWAR MISHRA: Will the PRIME MINISTER be pleased to state:

(a) whether it is a fact that the Supreme Court has recently given some verdicts against the prevalent reservation policy; and

(b) if so, the details thereof?

THE MINISTER OF STATE OF DEPARTMENT OF PERSONNEL AND TRAINING AND DEPARTMENT OF PENSIONS AND PENSIONERS' WELFARE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS (SHRIMATI VASUNDHARA RAJE): (a) and (b) The Supreme Court has delivered a number of judgements having bearing on the reservation policy since the judgement of Nine-Judge Constitutional Bench in the Indira Sawheny case. In a recent judgement dated 16.9.1999, in the case of Ajit Singh II, the Five-Judge constitutional Bench of the Supreme Court has reaffirmed the principles enunciated in an earlier judgement dated 10.10.1995 in the case of Virpal Singh Chauhan i.e. the application of rule of reservation may provide accelerated promotion to the reserved candidates but cannot provide

Appointment of Foreign Experts in the Ministries

†1620. DR. MAHESH CHANDRA SHARMA: Will the PRIME MINISTER be pleased to state:

(a) whether some foreign experts are appointed on the posts of adviser etc., in different Ministries of the Government of India;

(b) if so, what are the basis of these appointments; and

(c) the names of Ministries where such advisers are working at present as well as their names and duties?

THE MINISTER OF STATE OF DEPARTMENT OF PERSONNEL AND TRAINING AND DEPARTMENT OF PENSIONS AND PENSIONERS' WELFARE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS (SHRIMATI VASUNDHARA RAJE): (a) to (c) Appointment of non-Indians to civil posts under the Government of India is to be normally made only in very exceptional circumstances, and then also only on contract for the minimum period necessary, when suitable Indians are not available. Simultaneously, suitable steps are to be taken to trained Indians to fill such posts. Further, as per the orders

†Original notice of the question received in Hindi.